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Attorneys for Defendant

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

TAMARA F. GILES,

Plaintiff

v.

NANCY A. BERRYHILL, Acting
Commissioner of Social Security,¹

Defendant.

) Case No: 2:16-cv-01604-GMN-PAL

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**JOINT STIPULATION FOR EXTENSION
OF TIME TO FILE DEFENDANT'S
CROSS-MOTION TO AFFIRM**

(First Request)

¹ Nancy A. Berryhill is now the Acting Commissioner of Social Security. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Nancy A. Berryhill should be substituted for Carolyn W. Colvin as the defendant in this suit. No further action needs to be taken to continue this case by reason of the last sentence of section 205(g) of the Social Security Act. 42 U.S.C. § 405(g).

1 Plaintiff Tamara F. Giles (Plaintiff) and Defendant Nancy A. Berryhill, Acting
2 Commissioner of Social Security (the Commissioner), stipulate, with the approval of this Court,
3 to an extension of time for the Commissioner to file her Cross-Motion To Affirm by forty-five
4 days from January 23, 2017 to March 9, 2017, with all other dates in this Court's Scheduling Order
5 extended accordingly. This is the Commissioner's first request for an extension.

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17 There is good cause because, since Plaintiff filed her Motion For Reversal And/Or Remand
18 (Plaintiff's Motion), counsel has been handling a large number of District Court cases in addition
19 to this one, with two briefs due today, four additional ones due within the next three weeks, and
20 will be out of the office for the entire month of February. Additionally, the Commissioner's
21 counsel was out of the office on approved use-or-lose leave in December and was on official travel
22 for three days last week for a deposition and witness preparation meetings. Further, counsel has
23 had numerous other deadlines in the past month, including other District Court briefs, numerous
24 settlement conferences, and ongoing discovery in an employment case. As a result, the
25 Commissioner needs additional time to properly respond to the issues Plaintiff raised in her
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1 Motion. Plaintiff has no objection.

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3 Respectfully submitted,

4 Date: January 24, 2017

JOSHUA R. HARRIS
Attorney at Law

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6 By: /s/* Marc V. Kalagian
MARC V. KALAGIAN
Attorney at Law
*by email authorization on 1/24/16

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8 Attorneys for Plaintiff

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10 Date: January 24, 2017


DANIEL G. BOGDEN
United States Attorney
BLAINE T. WELSH
Chief, Civil Division

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13 By: /s/ April A. Alongi
APRIL A. ALONGI
Special Assistant United States Attorney

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15 Attorneys for Defendant

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18 IT IS SO ORDERED.

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22 DATE: January 25, 2017


THE HONORABLE PEGGY A. LEEN
United States Magistrate Judge

DEFENDANT'S CERTIFICATE OF SERVICE

I certify that I caused the Joint Stipulation For Extension Of Time To File Defendant's Cross-Motion To Affirm (First Request) to be served, via CM/ECF notice, on:

MARC V. KALAGIAN
Attorney at Law
rohlfig.kalagian@rksslaw.com

Date: January 24, 2017

DANIEL G. BOGDEN
United States Attorney
BLAINE T. WELSH
Chief, Civil Division

By: /s/ April A. Alongi
APRIL A. ALONGI
Special Assistant United States Attorney

Attorneys for Defendant